

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MRS. JUSTICE K.HEMA

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(Crl.).No. 142 of 2007(S)

PETITIONER:

RADHA, AGED 51 YEARS,
D/O.KAMALAMMA, RESIDING AT SANTOSH BHAVAN,
ELAVANI KUZHI, KALINGINMUKHAM, PARIYARAM IN
NEDUMANGADU VILLAGE.

BY ADV. SMT.SANDHYA RAJU
SMT.P.A.JAIMOLE
SMT.J.SANDHYA

RESPONDENTS:

1. THE DEPUTY SUPERINTENDENT OF POLICE,
ATTINGAL.
2. SUB INSPECTOR OF POLICE,
NEDUMANGADU POLICE STATION.
3. SISUPALAN, AGED 43 YEARS,
S/O.SHANMUKHAN, RESIDING AT KOPPAM PUTHUVALVILA
VEEDU, KUTHIRAKKULAM PO IN MANICKAL VILLAGE.

R1 & R2 BY GOVT.PLEADER SRI K.C.SANTOSH KUMAR

THIS WRIT PETITION (CRIMINAL) HAVING COME UP FOR ADMISSION
ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

P.R. RAMAN & K. HEMA, JJ.
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W.P.(CRL) NO. 142 OF 2007
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DATED THIS, THE 13TH DAY OF JUNE, 2007.

J U D G M E N T

Raman, J.

Petitioner has filed this writ petition seeking release of her grandchildren who are stated to be in the unlawful custody of the third respondent. It is the case of the petitioner that the third respondent abducted the children from the premises of the Family Court, violating the directions of that court. If so, petitioner has got an effective remedy of approaching the Family Court itself for appropriate relief. That being the situation, we are not inclined to exercise our discretionary jurisdiction under Article 226 of the Constitution of India.

Accordingly, this writ petition is dismissed; however, without any prejudice to the right of the petitioner to approach the Family Court for appropriate reliefs.

P.R. RAMAN,
(JUDGE)

K. HEMA,
(JUDGE)

knc/-